

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT
THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

–
WRIT PETITION No.23396 of 2006

Between:

K.Nalini

..... PETITIONER

AND

1.Jawaharlal Nehru Technological University,
Hyderabad – 500 072, Andhra Pradesh,
Rep. by its Registrar and another.

.....RESPONDENTS

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ORDER:

This Writ Petition is filed seeking a declaration that the action of the respondents in refusing to hand over the examination hall ticket of the petitioner to write the 1st semester examination of the 4th year engineering course in spite of collecting and appropriating the examination fee is irrational and arbitrary.

It is stated in the affidavit filed in support of the Writ

Petition that the petitioner has completed three years of engineering degree course in computer science and engineering and pursuing her 4th year in the 2nd respondent-College, and the examinations for the fourth and final year of the engineering degree course were scheduled to be held from

13-11-2006. It is further stated that after verification of the petitioner's eligibility, the 2nd respondent-College asked her to pay the examination fee for the 1st semester examination of the 4th year engineering course, and accordingly, the petitioner paid the requisite fee on 27-10-2006. The petitioner's grievance is that she was not issued hall ticket on the ground that she was possessing only 59% of attendance as against the required 65% of attendance, and the same was informed to her on 07-11-2006 i.e., after payment of examination fee.

Heard learned Counsel on either side.

On instructions, it is submitted by Sri K.Rathangapani Reddy, learned Standing Counsel for the respondents, that the petitioner is having only 57.59% of attendance. As per the academic regulations of the first respondent-University, each student is required to have minimum 75% of attendance, and only on justifiable grounds, there is a power to condone shortage of attendance up to 10%.

Admittedly, the petitioner is having only 57.59% of attendance. Even to seek condonation, she requires minimum 65% of attendance. A Division Bench of this Court in ***M.S.Chakravarthy vs. Pri.Sreekalahasteeswara Institute of***

Technology^[1] considered the scope of academic regulations and held that this Court in exercise of writ jurisdiction cannot issue mandamus permitting the students to write examinations by condoning the shortage of their attendance as the same is prohibited by the academic regulations. In this view of the matter, no direction can be given to the respondents either to issue hall ticket to the writ petitioner or to permit her to write examinations, because such direction runs contrary to the academic regulations of the first respondent-University.

Hence, I do not find any ground to admit the Writ Petition, and the same is dismissed at the stage of admission. No costs.

10-11-2006

LUR

^[1] 2005(1) ALD 253 (DB)